

1 KARL J. KRAMER (No. 136433)
 2 JANA G. GOLD (No. 154246)
 3 MORRISON & FOERSTER LLP
 755 Page Mill Road
 4 Palo Alto, California 94304-1018
 Telephone: (415) 813-5600

5 RAOUL D. KENNEDY (No. 40892)
 MORRISON & FOERSTER LLP
 345 California Street
 6 San Francisco, California 94104-2675
 Telephone: (415) 677-7000

7 PATRICK J. FLINN (No. 104423)
 8 ALSTON & BIRD
 One Atlantic Center
 9 1201 W. Peachtree Street
 Atlanta, Georgia 30306
 10 Telephone: (404) 881-7000

11 Attorneys for Defendants/Counter-
 Claimants CYLINK, CARO-KANN CORPORATION
 12 AND THE BOARD OF TRUSTEES OF THE
 13 LELAND STANFORD JUNIOR UNIVERSITY

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 ROGER SCHLAFLY,

17 Plaintiff,

18 v.

19 PUBLIC KEY PARTNERS AND RSA DATA
 20 SECURITY, INC.,

21 Defendants,

22 RSA DATA SECURITY, INC.,

23 Plaintiff,

24 v.

25 CYLINK CORPORATION and CARO-KANN
 26 CORPORATION, et al.

27 Defendants.
 28

FILED *Wick*

SEP 27 3 31 PM '96

ORIGINAL

RICHARD W. WIEKING
 CLERK
 U.S. DISTRICT COURT
 NO. DIST. OF CA. S.J.

212

No. C-94-20512 SW

No. ~~C-96-20094~~ SW

STIPULATION CONCERNING
 WITNESSES FOR THE CLAIM
 CONSTRUCTION HEARING

1 WHEREAS, the parties seek to stream-line the presentations for
2 the Court at the claim construction hearing commencing on October 1,
3 1996;

4 WHEREAS, the parties have filed cross-motions to exclude
5 certain witnesses from testifying at the claim construction hearing;

6 WHEREAS, the parties have agreed that, in the interest of
7 efficiency, neither RSA Data Security, Inc. nor the defendants and
8 cross-claimants, Cylink Corporation, Caro-Kann Corporation and
9 Stanford University, shall call Robert L. Harmon or Aldo Test as an
10 expert or percipient witness at the claim construction hearing;

11 THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT neither RSA
12 Data Security, Inc. nor the defendants and cross-claimants, Cylink
13 Corporation, Caro-Kann Corporation and Stanford University shall
14 call Robert L. Harmon or Aldo Test as an expert or percipient
15 witness at the claim construction hearing.

16 STIPULATED AND AGREED:

17 Dated: September 26, 1996

18 MORRISON & FOERSTER LLP
19 ALSTON & BIRD

20 By: [Signature]

21 Karl J. Kramer

22 Attorneys for Defendants and Counter-
23 Claimants Cylink Corporation, Caro-
24 Kann Corporation, and Stanford Junior
25 University

26 Dated: September 27, 1996

27 HELLER, EHRMAN, WHITE & MCAULIFFE

28 By: [Signature]

Attorneys for Plaintiff RSA